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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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09/026,080 02/19/98 HEMBREE

D M10-020-IA

EXAMINER *NV*

MMDC2/0626
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POTTER,R

ART UNIT	PAPER NUMBER
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2822 *10*

DATE MAILED:

06/26/01

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

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Notice of Abandonment	Application No. 09/026,080	Applicant(s) Hembree et al.
	Examiner Roy Potter	Art Unit 2822
-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --		
<p>This application is abandoned in view of:</p> <p>1. <input checked="" type="checkbox"/> Applicant's failure to timely file a proper reply to the Office letter mailed on <u>Nov 22, 2000</u>.</p> <p>(a) <input type="checkbox"/> A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.</p> <p>(b) <input type="checkbox"/> A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113(a) to the final rejection.</p> <p>(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).</p> <p>(c) <input checked="" type="checkbox"/> No response has been received.</p> <p>2. <input type="checkbox"/> Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).</p> <p>(a) <input type="checkbox"/> The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance.</p> <p>(b) <input type="checkbox"/> The submitted issue fee of \$_____ is insufficient. A balance of \$_____ is due. The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d) is \$_____.</p> <p>(c) <input type="checkbox"/> The issue fee and publication fee, if applicable, has not been received.</p> <p>3. <input type="checkbox"/> Applicant's failure to timely file new formal drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).</p> <p>(a) <input type="checkbox"/> Proposed new formal drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.</p> <p>(b) <input type="checkbox"/> The proposed new formal drawings filed on _____ are not acceptable and the period for reply has expired.</p> <p>(c) <input type="checkbox"/> No proposed new formal drawings have been received.</p> <p>4. <input type="checkbox"/> The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.</p> <p>5. <input type="checkbox"/> The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.</p> <p>6. <input type="checkbox"/> The decision by the Board of Patent Appeals and Interferences rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.</p> <p>7. <input type="checkbox"/> The reason(s) below:</p>		



Roy Potter
Primary Examiner
Technology Center 2800